

REMARKS

Upon entry of this amendment, claim 7 has been canceled and claims 1-6 and 8-11 remaining pending.


In response to the Office Action, Applicants hereby elect without traverse claims 1-6 and 8-11 for examination. Claim 7 has been canceled without prejudice and Applicants reserve the right to pursue this claim as well as other claims related thereto in a divisional or other application. It should also be noted that the individual attorney of record for this application, Horace Ng, left a voice message with the Examiner on June 28, 2004 making the same election as noted above.

It is further noted that the individual attorney of record for this application, Horace Ng, has recently moved to another law firm, McDermott Will & Emery LLP. It is realized that a new Power of Attorney and 3.73(b) Statement have to be filed. However, an authorized officer of the assignee of this application, Slam Dunk Networks, Inc., is not presently available to execute the new Power of Attorney and 3.73(b) Statement. Therefore, it is respectfully requested that the Examiner accept submission of this amendment for consideration for the time being. As soon as the requisite documents are executed, they will be forwarded to the U.S. Patent Office promptly.

In view of the foregoing, Applicants believe all claims now pending in this application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested. If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at the telephone number provided below.

Respectfully submitted,

MCDERMOTT WILL & EMERY LLP


Horace H. Ng
Registration No. 39,315

18191 Von Karman Ave., Suite 400
Irvine, CA 92612-7107
Telephone: 949.851.0633
Facsimile: 949.851.9348
HN:al

Date: October 22, 2004

MPK 82108-1.072130.0022